IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

RP.No. 1005 of 2007(R)

AGAINST THE JUDGEMENT IN WPC.32076/2005 Dated 12/06/2007

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PETITIONER :

N.K.RAVEENDRAN, S/O.GOPALAN, AGED 47 YEARS, KUNIYARATH HOUSE, KARIYAD AMSOM, PADENNEKARA DESOM, P.O.KARIYAD, PADENNEKARA.

BY ADV. SRI.M.SASINDRAN

RESPONDENTS:

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1. SREE GOKULAM CHIT & FINANCE COMPANY (P) LTD. NO.49, ARCOT ROAD, KODAMBAKKAM, CHENNAI-24, REPRESENTED BY POWER OF ATTORNEY HOLDER, A.C.RAJAN.

2. A.CHANDRAN, S/O.CHATHU, RESIDING AT ALAMULLATHIL HOUSE, CHOKLI AMSOM, KAVIYOOR DESOM, CHOKLI P.O., KAVIYOOR.

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 30/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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R.P.No.1005 of 2007 in
W.P.(C) No.32076 of 2005

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Dated: 30th October, 2007

ORDER

The Writ Petition was disposed of by me after service of notice to the respondents. But the respondents had not entered appearance in spite of notice. Heard Mr. M.Sasindran, counsel for the petitioner. Mr.Sasindran draws my attention to paragraph 9 of the judgment of this court in **Krishnamoorthy v. Khaleel Rahman** (1996(2) KLT 788) and submits that the observation in my judgment that the issue raised in the Writ Petition is covered against the petitioner by that judgment will not be correct. I find merit in what Mr.Sasindran submits. I recall my judgment dated 12.6.2007 and allow the Review Petition.

Post the Writ Petition for hearing.

srd **PIUS C.KURIAKOSE, JUDGE**